

**BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF SOUTH DAKOTA**

IN THE MATTER OF THE FILING BY ) TC09-009  
MIDSTATE TELECOM, INC., FOR AN )  
EXTENSION OF AN EXEMPTION FROM )  
DEVELOPING COMPANY SPECIFIC COST- )  
BASED SWITCHED ACCESS RATES )

IN THE MATTER OF THE FILING BY ) TC09-014  
SSTELECOM, INC. FOR AN EXTENSION )  
OF AN EXEMPTION FROM DEVELOPING )  
COMPANY SPECIFIC COST-BASED )  
SWITCHED ACCESS RATES )

IN THE MATTER OF THE FILING BY ) TC09-022  
RC COMMUNICATIONS, INC., FOR AN )  
EXTENSION OF AN EXEMPTION FROM )  
DEVELOPING COMPANY SPECIFIC COST- )  
BASED SWITCHED ACCESS RATES )

IN THE MATTER OF THE APPLICATION ) TC09-031  
OF NORTHERN VALLEY COMMUNICATIONS, )  
L.L.C. FOR APPROVAL OF EXTENSION )  
OF ITS CURRENT EXEMPTION FROM )  
DEVELOPING COMPANY-SPECIFIC )  
COST-BASED SWITCHED ACCESS RATES )

**MIDCONTINENT'S MOTION FOR UNIFORMITY IN SWITCHED  
ACCESS RATES AND FOR EVIDENTIARY HEARING**

COMES NOW Midcontinent Communications ("Midcontinent") and moves the Commission to schedule and hold an evidentiary hearing pursuant to a Procedural Schedule established by the Commission from submissions of the parties to the four dockets captioned above, as follows:

1. In the four captioned dockets, Midcontinent Communications has moved that the Commission hold an evidentiary hearing to determine whether the Commission should order that

all CLECs, upon expiration of their previously approved switched access rate, mirror the incumbent rate going forward.

2. In the interest of judicial economy and uniformity of precedent affecting switched access rates for all competitive local exchange carriers in this state, the Commission should hold a joint hearing in the captioned dockets to address the issues stated in this motion, and in comparable motions in each of the four captioned dockets.

WHEREFORE Midcontinent prays that the Commission establish a procedural schedule and schedule an evidentiary hearing in the four captioned dockets to determine whether the legal authorities cited in comparable motions in the each of the four captioned dockets support the Commission's ruling that all CLECs must adopt the incumbent carrier's switched access rate at the expiration of its current cost study, or that the Commission order other proceedings to establish uniform CLEC switched access costs.

Dated this 18<sup>th</sup> day of June, 2009.

MAY, ADAM, GERDES & THOMPSON LLP

BY: */s/ David A. Gerdes*

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CERTIFICATE OF SERVICE

Brett Koenecke of May, Adam, Gerdes & Thompson LLP hereby certifies that on the 18<sup>th</sup> day of June, 2009, he filed electronically and e-mailed a true and correct copy of the foregoing in the above-captioned action to the following at their last known addresses, to-wit:

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***/s/ David A. Gerdes***